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6 **IN THE UNITED STATES DISTRICT COURT**  
7 **FOR THE DISTRICT OF ARIZONA**  
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9 Evan McCarrick Jerald,

10 Plaintiff,

11 v.

12 Christopher Nanos, et al.,

13 Defendants.  
14

No. CV-24-00363-TUC-CKJ

**ORDER**

15 On February 18, 2025, Plaintiff filed a Motion for Clarification of the Court's  
16 directive that the Government disclose the first names of four<sup>1</sup> Defendants because the  
17 United States Marshal is not able to serve them without this information. The Defendants'  
18 attorney had previously been directed to disclose the true names of the Roe and Doe  
19 Defendants. In response to the Motion for Clarification, the Government provided a copy  
20 of its disclosures which it made to Plaintiff on February 13, 2025. It is likely the Plaintiff  
21 had not received the disclosures when he filed the Motion for Clarification.

22 The Clerk of the Court shall complete new service packets, including the first  
23 names, for Defendants Tony Manganelli, Luis Moreno, Jesse Contreras, and Joshawa  
24 Allen. The Clerk of the Court shall provide the new service packets to the United States  
25 Marshal, who shall, thereafter, serve these Defendants pursuant to the directives in the  
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28 <sup>1</sup> The four Defendants whose names are unknown are: Manganelli, Allen, Moreno, Contreras, and Dominguez. The Court's Order mistakenly identified them as Coronado, Wilhelms, Lindley-Dyer, and Smead, who have all been served and filed Answers.

1 Service Order. (Order (Doc. 8) at 25 (including among other directives that Marshal retain  
2 the Summons, a copy of the Complaint, and a copy of this Order for future use)).

3 It also appears that the Defendants' attorney has provided identifying information  
4 for seven Doe and Roe Defendants. The Court will extend the time for Plaintiff to file a  
5 Notice of Substitution. Following the substitution, the Court will direct the Clerks' office  
6 to send the Plaintiff service packets for the substituted named Defendants. Plaintiff will be  
7 given 21 days to complete and return those service packets for service by the United States  
8 Marshal. It appears that any service and appearance by the substituted Defendants will  
9 occur well past the time allowed under Fed. R. Civ. P. 16(b)(2), which provides that the  
10 Court must enter a Scheduling Order "within the earlier of 90 days after any defendant has  
11 been served with the complaint or 60 days after any defendant has appeared, unless there  
12 is good cause for delay."

13 **Accordingly,**

14 **IT IS ORDERED** that the Motion for Clarification (Doc. 38) is GRANTED.

15 **IT IS FURTHER ORDERED** the Clerk of the Court shall complete new service  
16 packets, including the first names for Defendants Tony Manganelli, Luis Moreno, Jesse  
17 Contreras, and send them to the United States Marshal for service pursuant to the service  
18 Order (Doc. 8).

19 **IT IS FURTHER ORDERED** that the Plaintiff shall have 14 days from the filing  
20 date of this Order to file the Notice of Substitution for the Doe and Roe Defendants.

21 **IT IS FURTHER ORDERED** that pursuant Fed. R. Civ. P. 16(b)(2), the Court  
22 shall issue a Case Management Scheduling Order unless, within 14 days of the filing date  
23 of this Order, the parties jointly or separately file a notice showing good cause for delay.

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Dated this 24th day of February, 2025.

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